

Rec'd PCT/PTO 23 NOV 2005

Attorney Docket No.: 64118.000192

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As the below named inventor, I hereby declare that:

My residence, post office address and citizenship is as stated below next to my name;

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

TRANSPEDICULAR INTERVERTEBRAL DISK ACCESS METHODS AND DEVICES

the specification of which: is attached hereto.

was filed on: May 6, 2005

as United States Application No.: 10/534,055

or PCT International Application No.: _____

and was amended on: _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56.

Prior Foreign Application(s)

I hereby claim foreign priority benefits under 35 U.S.C. §§ 119(a)-(d) or (f), or § 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or § 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below by checking the box, any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed:

Application Number	Country	Date of Filing (day, month, year)	Date of Issue (day, month, year)	Priority Claimed	
PCT/US03/09285	PCT	25, March, 2003		Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
				Yes <input type="checkbox"/>	No <input type="checkbox"/>

Application Number	Country	Date of Filing (day, month, year)	Date of Issue (day, month, year)	Priority Claimed
				Yes <input type="checkbox"/> No <input type="checkbox"/>

Prior Provisional Application(s)

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

Application Number	Date of Filing (day, month, year)
60/424,942	8, November, 2002

Prior United States Application(s)

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Number	Date of Filing (day, month, year)	Status - Patented, Pending, Abandoned

And I hereby appoint, both jointly and severally, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith the Hunton & Williams LLP attorneys and agents associated with:

**CUSTOMER NUMBER
21967**

All correspondence and telephone communications should be addressed to:

**CUSTOMER NUMBER
21967**

corresponding to the law firm of Hunton & Williams LLP; Intellectual Property Department; 1900 K Street, N.W.; Suite 1200; Washington, DC 20006-1109; telephone number (202) 955-1500; facsimile number (202) 778-2201.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

NAME OF SOLE OR FIRST INVENTOR: A petition has been filed for this unsigned inventor

Signature  Date 10/17/05
Given Name **George P.** Family Name
(first and middle (if any)) **TEITELBAUM**
Citizenship: US
Residence: Santa Monica, CA
Mailing Address: 325 16th Street, Santa Monica, CA 90402-2217

NAME OF SECOND INVENTOR: A petition has been filed for this unsigned inventor

Signature _____ Date _____
Given Name **Samuel M.** Family Name
(first and middle (if any)) **SHAOLIAN**
Citizenship: US
Residence: Newport Beach, CA
Mailing Address: 2315 Arbutus Street, Newport Beach, CA 92660

NAME OF THIRD INVENTOR: A petition has been filed for this unsigned inventor

Signature _____ Date _____
Given Name **Thanh Van** Family Name
(first and middle (if any)) **NGUYEN**
Citizenship: US
Residence: Irvine, CA
Mailing Address: 4752 Roxbury Drive, Irvine, CA 92604

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

NAME OF SOLE OR FIRST INVENTOR:

A petition has been filed for this unsigned inventor

Signature _____ Date _____
 Given Name (first and middle (if any)) **George P.** Family Name or Surname **TEITELBAUM**
 Citizenship: US
 Residence: Santa Monica, CA
 Mailing Address: 325 16th Street, Santa Monica, CA 90402-2217

NAME OF SECOND INVENTOR:

A petition has been filed for this unsigned inventor

Signature  Date **10-17-05**
 Given Name (first and middle (if any)) **Samuel M.** Family Name or Surname **SHAOlian**
 Citizenship: US
 Residence: Newport Beach, CA
 Mailing Address: 2315 Arbutus Street, Newport Beach, CA 92660

NAME OF THIRD INVENTOR:

A petition has been filed for this unsigned inventor

Signature  Date **10-19-05**
 Given Name (first and middle (if any)) **Thanh Van** Family Name or Surname **NGUYEN**
 Citizenship: US
 Residence: Irvine, CA
 Mailing Address: 4752 Roxbury Drive, Irvine, CA 92604

NAME OF FOURTH INVENTOR:

A petition has been filed for this unsigned inventor

Signature _____ Date _____
 Given Name (first and middle (if any)) **Frank** Family Name or Surname **NGUYEN**
 Citizenship: US
 Residence: Superior, CO
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NAME OF FIFTH INVENTOR: A petition has been filed for this unsigned inventor

Signature Wrenham Date 10-18-05
 Given Name Family Name
 (first and middle (if any)) or Surname
To V. **PHAM**
 Citizenship: US
 Residence: Trabuco Canyon, CA
 Mailing Address: 28422 Pueblo Drive, Trabuco Canyon, CA 92679

NAME OF SIXTH INVENTOR: A petition has been filed for this unsigned inventor

Signature _____ Date _____
 Given Name Family Name
 (first and middle (if any)) or Surname
Vincent **DIVINO, Jr.**
 Citizenship: US
 Residence: Mission Viejo, CA
 Mailing Address: 24436 Muela, Mission Viejo, CA 92692

NAME OF SEVENTH INVENTOR: A petition has been filed for this unsigned inventor

Signature _____ Date _____
 Given Name Family Name
 (first and middle (if any)) or Surname
Michael R. **HENSON**
 Citizenship: US
 Residence: Coto de Casa, CA
 Mailing Address: 2 Via Presea, Coto de Casa, CA 92679

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NAME OF FIFTH INVENTOR:

A petition has been filed for this unsigned inventor

Signature _____

Date _____

Given Name

(first and middle (if any)) To V.

Family Name
or Surname

PHAM

Citizenship: US

Residence: Trubuco Canyon, CA

Mailing Address: 28422 Pueblo Drive, Trubuco Canyon, CA 92679

NAME OF SIXTH INVENTOR:

A petition has been filed for this unsigned inventor

Signature Date 10/18/05

Given Name

(first and middle (if any)) Vincent

Family Name
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DIVINO, Jr.

Citizenship: US

Residence: Mission Viejo, CA

Mailing Address: 24436 Muela, Mission Viejo, CA 92692

NAME OF SEVENTH INVENTOR:

A petition has been filed for this unsigned inventor

Signature _____

Date _____

Given Name

(first and middle (if any)) Michael R.

Family Name
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HENSON

Citizenship: US

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Mailing Address: 2 Via Presea, Coto de Casa, CA 92679

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NAME OF FIFTH INVENTOR: A petition has been filed for this unsigned inventor

Signature _____ Date _____
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NAME OF SIXTH INVENTOR: A petition has been filed for this unsigned inventor

Signature _____ Date _____
Given Name (first and middle (if any)) Vincent Family Name or Surname DIVINO, Jr.
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NAME OF SEVENTH INVENTOR: A petition has been filed for this unsigned inventor

Signature _____ Date _____
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